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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/668,730	09/23/2003	Ronald S. Cok	86627RRS	2464

7590 06/08/2006

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EXAMINER

DHARIA, PRABODH M

ART UNIT PAPER NUMBER

2629

DATE MAILED: 06/08/2006

Please find below and/or attached an Office communication concerning this application or proceeding.

<b>Office Action Summary</b>	<b>Application No.</b>	<b>Applicant(s)</b>	
	10/668,730	COK, RONALD S.	
	<b>Examiner</b>	<b>Art Unit</b>	
	Prabodh M. Dharia	2629	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

#### Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 1 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

#### Status

- 1) ☒ Responsive to communication(s) filed on 23 September 2003.
- 2a) ☐ This action is **FINAL**.                      2b) ☐ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

#### Disposition of Claims

- 4) ☒ Claim(s) 1-65 is/are pending in the application.
- 4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.
- 5) ☐ Claim(s) \_\_\_\_\_ is/are allowed.
- 6) ☐ Claim(s) \_\_\_\_\_ is/are rejected.
- 7) ☐ Claim(s) \_\_\_\_\_ is/are objected to.
- 8) ☒ Claim(s) 1-65 are subject to restriction and/or election requirement.

#### Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☒ The drawing(s) filed on 23 September 2003 is/are: a) ☒ accepted or b) ☐ objected to by the Examiner.  
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

#### Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All    b) ☐ Some \* c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).
- \* See the attached detailed Office action for a list of the certified copies not received.

#### Attachment(s)

- |  |   |
|--|---|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892)                        | 4) <input type="checkbox"/> Interview Summary (PTO-413)                     |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948)               | Paper No(s)/Mail Date. _____  |
| 3) <input checked="" type="checkbox"/> Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08) | 5) <input type="checkbox"/> Notice of Informal Patent Application (PTO-152) |
| Paper No(s)/Mail Date <u>03-29-04, 09-23-03</u> .  | 6) <input type="checkbox"/> Other: _____                                    |

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## **DETAILED ACTION**

### ***Election/Restrictions***

1. **Status:** Please all the replies and correspondence should be addressed to examiner's new art unit 2629. Receipt is acknowledged of papers submitted on 09-23-2003 under application for patent, which have been placed of record in the file. Claims 1-65 are pending in this action.

### ***Priority***

2. Receipt is acknowledged of papers submitted under 35 U.S.C. 119(a)-(d), which papers have been placed of record in the file.

### ***Election/Restrictions***

3. Restriction to one of the following inventions is required under 35 U.S.C. 121:
- I. Claims 1-17 are drawn to digital display with archival storage; basic structure of the display device; acquired images; still images with audio, editing function and memory; classified in class 345, subclass 30.
  - II. Claims 1,18-34 are drawn to digital display with archival storage; with memory, communicating with another digital display device or multiple display devices; communication interface; dividing archival storage in different group classified in class 715, subclass 716.

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- III Claims 35-48 are drawn to digital display with archival storage with processor; docking, power source to recharge docked display; multiple displays; motion images; digital video stream; graphics; text with audio in class 345 subclass 634.
- IV Claims 49-65 are drawn to digital display with archival storage with processor; forming presentation image, resolution of the images; list of content where list is based upon request for presentation of the content; communicating to network, cellular telephone, internet, wireless communication, optical communication, classified in class 382 subclass 209.

4. The inventions are distinct from each other because:

Invention I relates to a digital display with archival storage; basic structure of the display device; acquired images; still images with audio, editing function and memory; however, it does not relate to a digital display with archival storage; with memory, communicating with another digital display device or multiple display devices; communication interface; dividing archival storage in different group; a digital display with archival storage with processor; docking, power source to recharge docked display; multiple displays; motion images; digital video stream; graphics; text with audio and a digital display with archival storage with processor; forming presentation image, resolution of the images; list of content where list is based upon request for presentation of the content; communicating to network, cellular telephone, internet, wireless communication, optical communication.

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Invention II relates to a digital display with archival storage; with memory, communicating with another digital display device or multiple display devices; communication interface; dividing archival storage in different group however, it does not relate to digital display with archival storage; basic structure of the display device; acquired images; still images with audio, editing function and memory; a digital display with archival storage with processor; docking, power source to recharge docked display; multiple displays; motion images; digital video stream; graphics; text with audio and a digital display with archival storage with processor; forming presentation image, resolution of the images; list of content where list is based upon request for presentation of the content; communicating to network, cellular telephone, internet, wireless communication, optical communication.

Invention III relates to a digital display with archival storage with processor; docking, power source to recharge docked display; multiple displays; motion images; digital video stream; graphics; text with audio however, it does not relate to a digital display with archival storage; basic structure of the display device; acquired images; still images with audio, editing function and memory; a digital display with archival storage; with memory, communicating with another digital display device or multiple display devices; communication interface; dividing archival storage in different group and a digital display with archival storage with processor; forming presentation image, resolution of the images; list of content where list is based upon request for presentation of the content; communicating to network, cellular telephone, internet, wireless communication, optical communication.

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Invention IV relates to a digital display with archival storage with processor; forming presentation image, resolution of the images; list of content where list is based upon request for presentation of the content; communicating to network, cellular telephone, internet, wireless communication, optical communication, however, it does not relate to a digital display with archival storage; basic structure of the display device; acquired images; still images with audio, editing function and memory; a digital display with archival storage; with memory, communicating with another digital display device or multiple display devices; communication interface; dividing archival storage in different group and a digital display with archival storage with processor; docking, power source to recharge docked display; multiple displays; motion images; digital video stream; graphics; text with audio.

5. These above-mentioned reasons the inventions described and categorized by class /subclass above are distinct. Search required for each class and subclass is independent.
6. Because these inventions are distinct for the reasons given above and have acquired a separate status in the art as shown by their different classification, restriction for examination purposes as indicated is proper.
7. Applicant is advised that the reply to this requirement to be complete must include an election of the invention to be examined even though the requirement is traversed (37 CFR 1.143).

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***Conclusion***

8. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Prabodh M. Dharia whose telephone number is 571-272-7668.

The examiner can normally be reached on M-F 8AM to 5PM.

9. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

10. Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

Any response to this action should be mailed to:


Commissioner of Patents and Trademarks

Washington, D.C. 20231

PD

AU2629

June 04,2006

  
BIPIN SHALWALA  
SUPERVISORY PATENT EXAMINER  
TECHNOLOGY CENTER 2600